

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

May 6, 2005

IN RE:

PETITION OF KING'S CHAPEL CAPACITY, LLC
FOR A DECLARATORY RULING REGARDING
THE ASSIGNMENT OF WASTEWATER SERVICE
TERRITORY TO PRIVATE UTILITIES IN TENNESSEE

)
)
) DOCKET NO.
) 05-00062
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)

ORDER CONVENING A CONTESTED CASE PROCEEDING
AND APPOINTING A HEARING OFFICER

This matter came before Director Deborah Taylor Tate, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on April 4, 2005 for consideration of the *Petition for a Declaratory Ruling* filed by King's Chapel Capacity, LLC on February 25, 2005. On March 2, 2005, Tennessee Wastewater Systems, Inc. filed a petition to intervene in this matter. During the April 4, 2005 Authority Conference, the panel voted unanimously to convene a contested case proceeding in this matter and to appoint the Authority's General Counsel or his designee to act as the Hearing Officer in this proceeding to hear preliminary matters prior to the Hearing and to set a procedural schedule to completion.

IT IS SO ORDERED.


Deborah Taylor Tate, Director


Sara Kyle, Director


Ron Jones, Director